

U.S. Department of Justice
United States Marshals Service

PROCESS RECEIPT AND RETURN

See instructions for "Service of Process by U.S. Marshal" (2) ✓

PLAINTIFF
UNITED STATES OF AMERICA

RECEIVED

COURT CASE NUMBER
2:05cr150-LSC

DEFENDANT

Ronnie Bennett Grissett, et. al.

2006 FEB 17 P 4: 30

TYPE OF PROCESS
Preliminary Order Of Forfeiture

SERVE
AT

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

Judge of Probate

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

Covington County Courthouse; Court Square One; andalusia AL 36420

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

UNITED STATES ATTORNEY OFFICE
JOHN T. HARMON, AUSA
P. O. BOX 197
MONTGOMERY AL 36101-0197

Number of process to be
served with this Form 285

1

Number of parties to be
served in this case

1

Check for service
on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

Fold

05-DEA-459655

Signature of Attorney other Originator requesting service on behalf of:

☒ PLAINTIFF

☐ DEFENDANT

TELEPHONE NUMBER

(334) 223-7280

DATE

02/16/06

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total
number of process indicated.
(Sign only for USM 285 if more
than one USM 285 is submitted)

Total Process

District of
Origin

No. 2

District to
Serve

No. 2

Signature of Authorized USMS Deputy or Clerk

X. Chavers

Date

2/17/06

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the individual, company, corporation, etc. shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion
then residing in defendant's usual place
of abode

Address (complete only different than shown above)

MAR - 9 2006

CLERK
U. S. DISTRICT COURT
MIDDLE DIST. OF ALA.

Date

3/9/06

Time

2:10

☐ am
☒ pm

Signature of U.S. Marshal or Deputy

X. Chavers

Service Fee

45.00

Total Mileage Charges
including endeavors)

Forwarding Fee

8.00

Total Charges

53.00

Advance Deposits

Amount owed to U.S. Marshal* or
(Amount of Refund*)

REMARKS:

2/27/06 C.M. - # 7001 1140 0001
3/2/06 Received green card signed "Patricia Gunter"
3/9/06 Received recorded copy

PRIOR EDITIONS
MAY BE USED

PRINT 5 COPIES

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

FORM USM-285
Rev. 12/15/80
Automated 01/00

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Covington County Judge of Probate
P.O. Drawer 789
Andalusia, AL 36420

COMPLETE THIS SECTION ON DELIVERY

A. Signature

x *Patricia Guter*

☐ Agent

☐ Addressee

B. Received by (Printed Name)

Patricia Guter

C. Date of Delivery

3/1/06

Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

RECEIVED

2 P 12:12

UNITED STATES
MARSHAL'S SERVICE
MIDDLE ALABAMA

Service Type

☐ Registered Mail

☐ Express Mail

☐ Insured Mail

☒ Return Receipt for Merchandise

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

7001 1140 0001 8579 7049

Grissett

PS Form 3811, February 2004

Domestic Return Receipt

102598-02-M-1540

RECEIVED

2006 MAR -9 P 2:10

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

RECEIVED

2006 FEB 17 P 4:30

UNITED STATES OF AMERICA
MARSHALS SERVICE
MIDDLE ALABAMA
v.

CR. NO. 2:05cr150-LSC

UNITED STATES
MARSHALS SERVICE
MIDDLE ALABAMARONNIE BENNETT GRISSETT and
BEULAH FROST GRISSETT d/b/a
GRISSETT GROCERY2006 4024
Recorded in the Above
Real Prop Book & Page
03-02-2006 09:13:23 AMPRELIMINARY ORDER OF FORFEITURE

WHEREAS, in the Forfeiture Allegation of the Information in the above case, the United States sought forfeiture of specific property,

IT IS HEREBY ORDERED THAT:

1. As the result of the guilty plea for Count 1 of the Information, for which the Government sought forfeiture of the property described below pursuant to Title 21, United States Code, Section 853 and the offense as alleged in Count 1 of the Information, the defendants Ronnie Bennett Grissett and Beulah Frost Grissett shall forfeit to the United States:

Lots 3 and 4 in Block "B" and all of Block "C", Plat No. I of the Hern Estate Land, Gantt, Alabama, said plat being recorded in the office of the Judge of Probate of Covington County, Alabama, in Plat Book 4, page 14, said parcel of land being more particularly described as follows: Starting at the point where the North right of way line of U.S. Highway No. 29 intersects the East right of way line of the River Falls Road and thence running in an Easterly direction along the North right of way line of U.S. Highway No. 29 to the point where said North right of way line intersects the South right of way line of the Central of Georgia Railroad; thence running in a Northwesterly direction

along the said South or Southern right of way of said railroad to a point where said Southern right of way line intersects the East right of way line of said River Falls Road; thence running South along said East right of way line of said River Falls Road to the point of beginning. Less and Except a 20 foot square lot to Southeast Alabama Gas District. All of said lots being in the NE1/4 of SE1/4 of Section 18, Township 5, Range 16.

2. The Court has determined based on the record and the forfeiture allegation in the Information, that the above described real property is subject to forfeiture pursuant to Title 21, United States Code, Section 853, that defendants Ronnie Bennett Grissett and Beulah Frost Grissett have an interest in said real property and, that the government has established the requisite nexus between said real property and the offenses allowing forfeiture.

3. Upon the entry of this Order, the United States Attorney General (or a designee) is authorized to seize the real property, and to conduct any discovery proper in identifying, locating or disposing of said real property, in accordance with Fed. R. Crim. P. 32.2(b) (3).

4. Upon entry of this Order, the United States Attorney General (or a designee) is authorized to commence any applicable proceeding to comply with statutes governing third party rights, including giving notice of this Order.

5. The United States shall publish notice of the Order and its intent to dispose of the real property in such a manner as the United States Attorney General (or a designee) may direct. The

United States may also, to the extent practicable, provide written notice to any person known to have an alleged interest in said real property.

6. Any person, other than the above named defendants, asserting a legal interest in the real property may, within thirty days of the final publication of notice or receipt of notice, whichever is earlier, petition the court for a hearing without a jury to adjudicate the validity of his alleged interest in the said real property, and for an amendment of the order of forfeiture pursuant to Title 21, United States Code, Section 853(n)(6).

7. Pursuant to Fed. R. Crim. P. 32.2(b)(3), this Preliminary Order of Forfeiture shall become final as to the defendant at the time of sentencing and shall be made part of the sentence and included in the judgment. If no third party files a timely claim, this Order shall become the Final Order of Forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2).

8. Any petition filed by a third party asserting an interest in the real property shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title, or interest and the time and circumstances of the petitioner's acquisition of the right, title or interest in said real property, any additional facts supporting the petitioner's claim and the relief sought.

2006 4026
Recorded in the Above
Real Prop Book & Page
03-02-2006 09:13:23 AM

9. Upon the filing of any motion under Fed.R.Crim.P. 32.2(c)(1)(A) and Title 21, United States Code, Section 853(n) and pursuant to Fed.R.Crim.P. 32.2(c)(1)(B) and before a hearing, discovery may be conducted in accordance with the Federal Rules of Civil Procedure upon a showing that such discovery is necessary or desirable to resolve factual issues.

10. The United States shall have clear title to the real property following the Court's disposition of all third-party interests, or, if none, following the expiration of the period provided in Title 21, United States Code, Section 853(n)(2) for the filing of third party petitions.

11. The Court shall retain jurisdiction to enforce this Order and to amend it as necessary, pursuant to Fed.R.Crim.P. 32.2(e).

12. The Clerk of the Court shall forward two certified copies of this Order to the United States Attorney's Office for the Middle District of Alabama.

Done this 14th day of February 2006.



L. SCOTT COOGLER
UNITED STATES DISTRICT JUDGE

124019

Covington County, Alabama
I certify this instrument was filed on
03-02-2006 09:13:23 AM
and recorded in Real Prop Book
2006 at pages 4023 - 4027
Sherrie R. Phillips, Probate Judge

4

2006 4027
Recorded in the Above
Real Prop Book & Page
03-02-2006 09:13:23 AM
Sherrie R. Phillips, Probate Judge
Covington County, Alabama
Term/Cashier: COVINGTON02 / MandiW
Trans: 4819.44963.58241
CER Certification Fee 3.00
INF Indexing Fee (Pro Judge) 1.50
REC Recording Fee 12.00
Total Fees: \$ 20.50